

ESTTA Tracking number: **ESTTA678274**

Filing date: **06/15/2015**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

## Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

### Opposer Information

Name	Cantarella Bros Pty Limited
Granted to Date of previous extension	06/14/2015
Address	118 Wetherill Street Silverwater, NSW 2128 AUSTRALIA
Attorney information	Stephanie H. Bald Kelly IP, LLP 1919 M Street, N.W. Suite 610 Washington, DC 20036 UNITED STATES stephanie.bald@kelly-ip.com, docketing@kelly-ip.com, larry.white@kelly-ip.com

### Applicant Information

Application No	86336334	Publication date	12/16/2014
Opposition Filing Date	06/15/2015	Opposition Period Ends	06/14/2015
Applicant	Mecanicos Unidos S.A. Cra. 42 No 33-173, Autopista Sur-Itagui Medellin, A.P. 3523 COLOMBIA		

### Goods/Services Affected by Opposition

Class 007. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: electric juicers; electric food processors; electric food blenders; electric food blenders for household purposes; electric coffee grinders; electric coffee grinders; power operated coffee grinders; electric meat grinders; electric knives; electric can openers; gas operated blow torches; electric food choppers
Class 011. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: barbecue grills; barbecues and grills; charcoal grills; barbecue apparatus, namely, fuel starter in the nature of a metal container with a wooden handle into which fuel briquettes may be placed, lit, and then poured into a barbecue grill for the purpose of speeding up the ready to cook time of barbecue fuels; electric coffee makers; electric coffee makers for household purposes; electric slow cookers; electrical ice cream makers; ice cream makers, electric or non-electric; electric yogurt makers; bread-making machines; automatic bread-making machines for domestic use; electric food dehydrators; electric toaster ovens; electric popcorn poppers; electric boilers; electric kettles; electric kettles for household purposes; fondue pots with heat source; electric ranges; gas burners; gas burners for household use; gas cooktops; electric roasters
Class 021. First Use: 0 First Use In Commerce: 0

All goods and services in the class are opposed, namely: utensils for barbecues, namely, forks, tongs, turners; household utensils, namely, kitchen tongs; vegetable mashers; household utensils, namely, whisks; non-electric whisks; cooking utensils, namely,barbecue branders; cleaning brushes forhousehold use; cleaning pans for grill cooking grids and cooking grates, namely, grill soakers; grills in the nature ofcooking utensils; cooking utensils, namely, grills; draining spoon; kitchen utensils, namely, roast holders; charcoal fuel holders for household purposes; mugs; non-electric juicers; non-electric coffee makers; Non-electric food blenders for household purposes; earthenware basins, namely, bowls not parts of sanitary installations; mops; floor brushes; cooking sifters; cooking graters; graters forkitchen use; household utensils, namely, graters; garlic presses; household utensils, namely, pot and pan scrapers; mixing bowls; bowls; ice cream scoops; wooden cooking spoons; pasta serving forks; cooking forks; wine openers; ice cube trays; salad spinners; cheese board and knife set; gloves for household purposes; household gloves for general use; cookware, namely, pots, pans, griddles; non-electric pressure cookers; frying pans; casseroles; non-electric meat grinders; household containers for foods; non-electric cooking pots and pans; pans; metal cooking pans; ream-ers for fruit juice

## Grounds for Opposition


Priority and likelihood of confusion	Trademark Act section 2(d)
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## Marks Cited by Opposer as Basis for Opposition

U.S. Application/ Registra- tion No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	VITTORIA		
Goods/Services	coffee products		


U.S. Registration No.	2026213	Application Date	01/23/1990
Registration Date	12/31/1996	Foreign Priority Date	NONE
Word Mark	VITTORIA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 030. First use: First Use: 1989/11/02 First Use In Commerce: 1989/11/02 coffee		

U.S. Application No.	85941546	Application Date	05/24/2013
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	VITTORIA		

Design Mark	
Description of Mark	The mark consists of the stylized term "VITTORIA".
Goods/Services	Class 030. First use: First Use: 1989/11/02 First Use In Commerce: 1989/11/02 Coffee


U.S. Application No.	86117204	Application Date	11/13/2013
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	VITTORIA		
Design Mark			
Description of Mark	The mark consists of the wording "VITTORIA" in a stylized font, to the right of a vertical rectangular stripe design. Both of these appear in brown color, against a gold background.		


Goods/Services	Class 030. First use: First Use: 0 First Use In Commerce: 0 Coffee, coffee extracts, artificial coffee and coffee substitutes; chocolate, cocoa extracts for human consumption; chocolate extracts; chocolate-based beverages; cocoa; preparations having a base of cocoa, namely, hot chocolate, hot cocoa, chocolate milk; cocoa-based beverages; tea; sugar		
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U.S. Application No.	86117580	Application Date	11/13/2013
Registration Date	NONE	Foreign Priority Date	11/06/2013
Word Mark	VITTORIA FOOD & BEVERAGE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 035. First use: First Use: 0 First Use In Commerce: 0 Advertising; business management; business administration and office work; distributorships in the field of food and beverages; retail food and beverage stores; wholesale food distributorship services		

U.S. Application No.	86232104	Application Date	03/26/2014
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	GRAN CAFFE VITTORIA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 043. First use: First Use: 0 First Use In Commerce: 0 Services for providing food and drink; cafe services; restaurant services; bar services; catering		

U.S. Application No.	86232105	Application Date	03/26/2014
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	GRAN CAFFE VITTORIA		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 043. First use: First Use: 0 First Use In Commerce: 0 Services for providing food and drink; cafe services; restaurant services; bar services; catering services

U.S. Application No.	86232106	Application Date	03/26/2014
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	MAGAZZINO VITTORIA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 043. First use: First Use: 0 First Use In Commerce: 0 Services for providing food and drink; cafe services; restaurant services; bar services; catering services		

Attachments	85941546#TMSN.png( bytes ) 86117204#TMSN.png( bytes ) 86117580#TMSN.png( bytes ) 86232104#TMSN.png( bytes ) 86232105#TMSN.png( bytes ) 86232106#TMSN.png( bytes ) FINAL Notice of Opposition -- VICTORIA - Serial No 86336334.pdf(137436 bytes )
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### Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/Stephanie H. Bald/
Name	Stephanie H. Bald
Date	06/15/2015

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

<p>CANTARELLA BROS PTY LIMITED,</p> <p style="text-align: center;">Opposer,</p> <p style="text-align: center;">v.</p> <p>MECANICOS UNIDOS S.A.,</p> <p style="text-align: center;">Applicant.</p>	<p>Opposition No.:</p> <p>Mark: VICTORIA</p> <p>Serial No.: 86336334</p> <p>Filed: July 14, 2014</p>
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**NOTICE OF OPPOSITION**

Opposer, Cantarella Bros Pty Limited (“Opposer”), a corporation of Australia, having a place of business at 118 Wetherill Street, Silverwater, New South Wales, 2128 Australia, believes that it is being damaged, and will be damaged, by the registration of the mark VICTORIA shown in Application Serial No. 86336334 for the goods identified in Classes 7, 11, and 21, and hereby opposes the same. As grounds for opposition, Opposer alleges the following, upon actual knowledge with respect to Opposer’s own acts, and upon information and belief as to other matters:


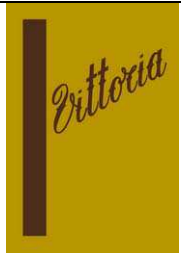
**Opposer and its Business**

1. Opposer, Cantarella Bros Pty Limited, is a corporation of Australia, having a place of business at 118 Wetherill Street, Silverwater, New South Wales, 2128 Australia.
2. Opposer is a leading supplier and importer of coffee, and the largest pure coffee company in Australia.

**Opposer and its VITTORIA and VITTORIA-Formative Marks and Names**

3. Since at least 1989, Opposer has used the trademark VITTORIA in the United States for coffee products.

4. In addition to its common law rights, Opposer owns the following valid and subsisting United States trademark registration and applications for the VITTORIA mark and marks containing VITTORIA (printouts from the PTO TSDR and assignment database are attached as Exhibit A) (collectively, the marks set forth in Paragraphs 3-4 are referred to as “Opposer’s VITTORIA Marks” and the goods and services identified therein are referred to as “Opposer’s Goods and Services”).

MARK	APP./ REG. NO.	FILING / REG. DATE	GOODS AND SERVICES
VITTORIA	2026213	1/23/90 12/31/96	Coffee
	85941546	5/24/13	Coffee
	86117204	11/13/13	Coffee, coffee extracts, artificial coffee and coffee substitutes; chocolate, cocoa extracts for human consumption; chocolate extracts; chocolate-based beverages; cocoa; preparations having a base of cocoa, namely, hot chocolate, hot cocoa, chocolate milk; cocoa-based beverages; tea; sugar
VITTORIA FOOD & BEVERAGE	86117580	11/13/13 (priority date 11/6/13)	Advertising; business management; business administration and office work; distributorships in the field of food and beverages; retail food and beverage stores; wholesale food distributorship services
GRAN CAFFE	86232104	3/26/14	Services for providing food and drink; cafe services; restaurant services; bar services; catering

MARK	APP./ REG. NO.	FILING / REG. DATE	GOODS AND SERVICES
VITTORIA		(priority date 9/26/13)	
GRAN CAFE VITTORIA	86232105	3/26/14  (priority date 9/26/13)	Services for providing food and drink; cafe services; restaurant services; bar services; catering services
MAGAZZINO VITTORIA	86232106	3/26/14  (priority date 9/26/13)	Services for providing food and drink; cafe services, restaurant services; bar services; catering services

5. Registration No. 2026213 is valid, subsisting, and incontestable, and constitutes conclusive evidence of Opposer's ownership of and exclusive right to use the VITTORIA mark in commerce for coffee.

**Applicant and its VICTORIA Mark**

6. Applicant Mecanicos Unidos S.A. ("Applicant") is a Colombia corporation with an address of Cra. 42 No 33-173, Autopista Sur-Itagui Medellin, Colombia A.P. 3523.

7. Applicant is the listed owner of Application Serial No. 86336334, filed on July 14, 2014 under Section 1(b), 15 U.S.C. § 1051(b), for the mark VICTORIA for the following goods, among other goods in Classes 8 and 9:

Electric juicers; electric food processors; electric food blenders; electric food blenders for household purposes; electric coffee grinders; electrical coffee grinders; power operated coffee grinders; electric meat grinders; electric knives; electric can openers; gas operated blow torches; electric food choppers, in Class 7;

Barbecue grills; barbecues and grills; charcoal grills; barbecue apparatus, namely, fuel starter in the nature of a metal container with a wooden handle into

which fuel briquettes may be placed, lit, and then poured into a barbecue grill for the purpose of speeding up the ready to cook time of barbecue fuels; electric coffee makers; electric coffee makers for household purposes; electric slow cookers; electrical ice cream makers; ice cream makers, electric or non-electric; electric yogurt makers; bread-making machines; automatic bread-making machines for domestic use; electric food dehydrators; electric toaster ovens; electric popcorn poppers; electric boilers; electric kettles; electric kettles for household purposes; fondue pots with heat source; electric ranges; gas burners; gas burners for household use; gas cooktops; electric roasters, in Class 11; and

Utensils for barbecues, namely, forks, tongs, turners; household utensils, namely, kitchen tongs; vegetable mashers; household utensils, namely, whisks; non-electric whisks; cooking utensils, namely, barbecue branders; cleaning brushes for household use; cleaning pans for grill cooking grids and cooking grates, namely, grill soakers; grills in the nature of cooking utensils; cooking utensils, namely, grills; draining spoon; kitchen utensils, namely, roast holders; charcoal fuel holders for household purposes; mugs; non-electric juicers; non-electric coffee makers; Non-electric food blenders for household purposes; earthenware basins, namely, bowls not parts of sanitary installations; mops; floor brushes; cooking sifters; cooking graters; graters for kitchen use; household utensils, namely, graters; garlic presses; household utensils, namely, pot and pan scrapers; mixing bowls; bowls; ice cream scoops; wooden cooking spoons; pasta serving forks; cooking forks; wine openers; ice cube trays; salad spinners; cheese board and knife set; gloves for household purposes; household gloves for general use; cookware, namely, pots, pans, griddles; non-electric pressure cookers; frying pans; casseroles; non-electric meat grinders; household containers for foods; non-electric cooking pots and pans; pans; metal cooking pans; reamers for fruit juice, in Class 21.

Applicant's goods identified in Classes 7, 11, and 21 are collectively referred to as the "Opposed Goods."

**Likelihood of Confusion, 15 U.S.C. § 1052(d)**

8. Opposer repeats and realleges each and every allegation set forth in Paragraphs 1 through 7 above.

9. Opposer has priority based on its valid, subsisting, and incontestable Registration No. 2026213 and prior pending applications for Opposer's VITTORIA Marks. Opposer also has priority based on its prior common law use of Opposer's

VITTORIA mark for coffee products before the filing date of Application Serial No. 86336334 and any date of first use that may be proven by Applicant.

10. The Opposed Goods, which include “electric coffee makers, electric coffee makers for household purposes, non-electric coffee makers, electric coffee grinders, electrical coffee grinders, power operated coffee grinders,” are closely related to Opposer’s Goods and Services, which include “coffee.”

11. Applicant’s VICTORIA mark so resembles Opposer's previously used and/or registered VITTORIA Marks as to be likely, when registered and used in connection with the Opposed Goods, to cause confusion, or to cause mistake, or to deceive under Section 2(d) of the Lanham Act, as amended, 15 U.S.C. § 1052(d).

WHEREFORE, Opposer believes that it will be damaged by the registration of the mark shown in Application Serial No. 86336334, and requests that the opposition be sustained, and that registration to Applicant be refused.

A filing fee has been submitted electronically. If the filing fee is found to be insufficient for any reason, please charge such deficiency to our Deposit Account No. 506154.

Respectfully submitted,

Dated: June 15, 2015

/Stephanie H. Bald/

David M. Kelly  
david.kelly@kelly-ip.com  
Stephanie H. Bald  
stephanie.bald@kelly-ip.com  
Kelly IP, LLP  
1919 M Street N.W., Suite 610  
Washington, D.C. 20036  
Telephone: 202-808-3570  
Facsimile: 202-354-5232

Attorneys for Opposer  
CANTARELLA BROS PTY LIMITED

**CERTIFICATE OF SERVICE**

I certify that a true and accurate copy of the foregoing NOTICE OF  
OPPOSITION was served by first class mail, postage prepaid, on June 15, 2015, upon  
Applicant's counsel of record at the following correspondence address of record:

Jesus Sanchelima  
Sanchelima & Associates, P.A.  
235 S. Le Jeune Rd.  
Miami, Florida 33134-1771

/Larry White/  
Larry White  
Litigation Case Manager

## EXHIBIT A

**Generated on:** This page was generated by TSDR on 2015-06-15 19:19:26 EDT

**Mark:** VITTORIA

**US Serial Number:** 74021553

**Application Filing Date:** Jan. 23, 1990

**US Registration Number:** 2026213

**Registration Date:** Dec. 31, 1996

**Register:** Principal

**Mark Type:** Trademark

**Status:** The Trademark Trial and Appeal Board has terminated a cancellation proceeding. For further information, see TTABVue on the Trademark Trial and Appeal Board web page.

**Status Date:** Jun. 08, 2015

**Publication Date:** Oct. 08, 1996

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## Mark Information

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**Mark Literal Elements:** VITTORIA

**Standard Character Claim:** No

**Mark Drawing Type:** 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

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## Goods and Services

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**Note:** The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

**For:** coffee

**International Class(es):** 030 - Primary Class

**U.S Class(es):** 046

**Class Status:** ACTIVE

**Basis:** 1(a)

**First Use:** Nov. 02, 1989

**Use in Commerce:** Nov. 02, 1989

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## Basis Information (Case Level)

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**Filed Use:** Yes

**Currently Use:** Yes

**Amended Use:** No

**Filed ITU:** No

**Currently ITU:** No

**Amended ITU:** No

**Filed 44D:** No

**Currently 44D:** No

**Amended 44D:** No

**Filed 44E:** No

**Currently 44E:** No

**Amended 44E:** No

**Filed 66A:** No

**Currently 66A:** No

**Filed No Basis:** No

**Currently No Basis:** No

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## Current Owner(s) Information

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**Owner Name:** Cantarella Bros, PTY Limited

**Owner Address:** 118 Weatherill Street  
Silverwater, New South Wales 2128  
AUSTRALIA

**Legal Entity Type:** CORPORATION

**State or Country Where  
Organized:** AUSTRALIA

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## Attorney/Correspondence Information

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### Attorney of Record

**Attorney Name:** David M. Kelly

**Docket Number:** 13071

Attorney Primary Email [docketing@kelly-ip.com](mailto:docketing@kelly-ip.com)  
Address:

Attorney Email Yes  
Authorized:

#### Correspondent

**Correspondent Name/Address:** DAVID M KELLY  
KELLY IP LLP  
1919 M STREET NW  
SUITE 610  
WASHINGTON, DISTRICT OF COLUMBIA 20036  
UNITED STATES

**Phone:** 202-808-3570

**Fax:** 202-354-5232

**Correspondent e-mail:** [docketing@kelly-ip.com](mailto:docketing@kelly-ip.com) [allison.kipp@kelly-ip.com](mailto:allison.kipp@kelly-ip.com)

**Correspondent e-mail** Yes  
**Authorized:**

#### Domestic Representative

**Domestic Representative Name:** David M. Kelly

**Phone:** 202-808-3570

**Fax:** 202-354-5232

**Domestic Representative e-mail:** [docketing@kelly-ip.com](mailto:docketing@kelly-ip.com)

**Domestic Representative e-mail** Yes  
**Authorized:**

### Prosecution History

Date	Description	Proceeding Number
Jun. 08, 2015	TTAB RELEASE CASE TO TRADEMARKS	59826
Jun. 08, 2015	CANCELLATION TERMINATED NO. 999999	59826
Jun. 08, 2015	CANCELLATION DISMISSED NO. 999999	59826
Feb. 23, 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Nov. 13, 2014	ATTORNEY REVOKED AND/OR APPOINTED	
Nov. 13, 2014	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Aug. 19, 2014	CANCELLATION INSTITUTED NO. 999999	59826
Mar. 03, 2007	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	65765
Mar. 03, 2007	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Feb. 27, 2007	ASSIGNED TO PARALEGAL	65765
Dec. 21, 2006	TEAS SECTION 8 & 9 RECEIVED	
Sep. 27, 2006	CASE FILE IN TICRS	
Jan. 23, 2003	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Oct. 02, 2002	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Oct. 02, 2002	PAPER RECEIVED	
Dec. 31, 1996	REGISTERED-PRINCIPAL REGISTER	
Oct. 08, 1996	PUBLISHED FOR OPPOSITION	
Sep. 06, 1996	NOTICE OF PUBLICATION	
Jul. 26, 1996	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 18, 1992	LETTER OF SUSPENSION MAILED	
May 18, 1992	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Nov. 21, 1991	FINAL REFUSAL MAILED	
Jul. 15, 1991	LETTER OF SUSPENSION MAILED	
Jun. 20, 1991	INQUIRY AS TO SUSPENSION MAILED	
Dec. 20, 1990	LETTER OF SUSPENSION MAILED	
Oct. 29, 1990	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Apr. 27, 1990	NON-FINAL ACTION MAILED	
Apr. 23, 1990	ASSIGNED TO EXAMINER	68603
Apr. 18, 1990	ASSIGNED TO EXAMINER	60749

### Maintenance Filings or Post Registration Information

**Affidavit of Continued Use:** Section 8 - Accepted

Renewal Date: Dec. 31, 2006

## TM Staff and Location Information

### TM Staff Information - None File Location

Current Location: POST REGISTRATION

Date in Location: Mar. 03, 2007

## Proceedings

### Summary

Number of Proceedings: 2

### Type of Proceeding: Cancellation

Proceeding Number: [92059826](#)

Filing Date: Aug 18, 2014

Status: Terminated

Status Date: Jun 08, 2015

Interlocutory Attorney: ANDREW P BAXLEY

### Defendant

Name: Cantarella Bros, PTY Limited

Correspondent Address: DAVID M KELLY  
KELLY IP LLP  
1919 M STREET NW, SUITE 610  
WASHINGTON DC , 20036  
UNITED STATES

Correspondent e-mail: [david.kelly@kelly-ip.com](mailto:david.kelly@kelly-ip.com) , [docketing@kelly-ip.com](mailto:docketing@kelly-ip.com) , [larry.white@kelly-ip.com](mailto:larry.white@kelly-ip.com) , [allison.kipp@kelly-ip.com](mailto:allison.kipp@kelly-ip.com)

### Associated marks

Mark	Application Status	Serial Number	Registration Number
VITTORIA	Cancellation Terminated - See TTAB Records	<a href="#">74021553</a>	<a href="#">2026213</a>

### Plaintiff(s)

Name: Cafe Vittoria, Inc.

Correspondent Address: RACHEL E BUKER  
IRONMARK LAW GROUP PLLC  
2311 N 45TH STREET, SUITE 365  
SEATTLE WA , 98103  
UNITED STATES

Correspondent e-mail: [rebuker@ironmarklaw.com](mailto:rebuker@ironmarklaw.com)

### Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Aug 18, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Aug 19, 2014	Sep 28, 2014
3	PENDING, INSTITUTED	Aug 19, 2014	
4	P CERTIFICATE OF SERVICE	Aug 19, 2014	
5	D UNDELIVERABLE MAIL	Sep 11, 2014	
6	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Sep 23, 2014	Nov 02, 2014
7	CHANGE OF CORRESP ADDRESS	Sep 26, 2014	
8	STIP TO SUSP PEND SETTL NEGOTIATIONS	Sep 26, 2014	
9	SUSPENDED	Sep 26, 2014	
10	STIP TO SUSP PEND SETTL NEGOTIATIONS	Dec 17, 2014	
11	SUSPENDED	Dec 17, 2014	
12	CHANGE OF CORRESP ADDRESS	Feb 24, 2015	
13	STIP TO SUSP PEND SETTL NEGOTIATIONS	Mar 23, 2015	
14	SUSPENDED	Mar 23, 2015	
15	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Apr 24, 2015	
16	SUSPENDED	Apr 24, 2015	
17	W/DRAW OF PET FOR CANCELLATION	May 26, 2015	

18 BD DECISION: DISMISSED W/ PREJ Jun 08, 2015  
19 TERMINATED Jun 08, 2015

**Type of Proceeding: Cancellation**

**Proceeding Number:** [92020444](#)

**Filing Date:** Jan 31, 1992

**Status:** Terminated

**Status Date:** Apr 12, 1996

**Interlocutory Attorney:** PAULA T HAIRSTON

**Defendant**

**Name:** VICTORIA PACKING CORPORATION

**Correspondent Address:** MARK H. SPARROW  
ROSENMAN & COLIN  
575 MADISON AVENUE  
NEW YORK NY , 10022  
UNITED STATES

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
VICTORIA	Renewed	<a href="#">73209568</a>	<a href="#">1149967</a>

**Plaintiff(s)**

**Name:** CANTARELLA BROS. PTY LIMITED

**Correspondent Address:** KEVIN PARKS  
BAKER & MCKENZIE  
130 E. RANDOLPH STREET ONE PRUDENTIAL PLAZA  
CHICAGO IL , 60601  
UNITED STATES

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
VITTORIA	Cancellation Terminated - See TTAB Records	<a href="#">74021553</a>	<a href="#">2026213</a>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jan 31, 1992	
2	NOTICE SENT; ANSWER DUE (DUE DATE)	Apr 06, 1992	May 18, 1992
3	PENDING, INSTITUTED	Apr 06, 1992	
4	NOTICE OF DEFAULT	Jun 15, 1992	
5	BOARD'S DECISION: GRANTED	Oct 30, 1992	
6	DF'S MOT TO SET ASIDE DEFAULT	Mar 01, 1993	
7	PL'S MEMO IN OPPTS TO #5	Mar 22, 1993	
8	BOARDS DECISION VACATED; ANSWER DUE 08/10/93	Jul 15, 1993	
9	ANSWER	Aug 12, 1993	
10	PL'S MOT TO STRIKE W/MEMO IN SUPPORT	Oct 21, 1993	
11	DEF'S RESPOSE TO #9	Nov 12, 1993	
12	PL'S MOT. TO LEAVE	Nov 15, 1993	
13	PL 9 GRTED, TRAIL DATES SET	Aug 05, 1994	
14	PET ALLOWED 20 DAYS SHOW CAUSE	Nov 06, 1995	
15	PL RESPONSE TO SHOW CAUSE	Nov 27, 1995	
16	PROCEEDINGS SUSPENDED	Jan 05, 1996	
17	SUBMISSION OF DISMISSAL CANCELLATION AND CONSENT DOCUMENTS	Mar 04, 1996	
18	BOARD'S DECISION: DISMISSED W/ PREJUDICE	Apr 11, 1996	
19	TERMINATED	Apr 12, 1996	

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Mark: VITTORIA



US Serial Number: 85941546

Application Filing Date: May 24, 2013

Register: Principal

Mark Type: Trademark

Status: Application has been published for opposition. The opposition period begins on the date of publication.

Status Date: Jun. 02, 2015

Publication Date: May 27, 2014

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## Mark Information

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Mark Literal Elements: VITTORIA

Standard Character Claim: No

Mark Drawing Type: 5 - AN ILLUSTRATION DRAWING WITH WORD(S) /LETTER(S)/ NUMBER(S) INSTYLIZED FORM

Description of Mark: The mark consists of the stylized term "VITTORIA".

Color(s) Claimed: Color is not claimed as a feature of the mark.

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## Related Properties Information

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Claimed Ownership of US  
Registrations: 2026213

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## Goods and Services

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Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

For: Coffee

International Class(es): 030 - Primary Class

U.S Class(es): 046

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 02, 1989

Use in Commerce: Nov. 02, 1989

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## Basis Information (Case Level)

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Filed Use: Yes

Currently Use: Yes

Amended Use: No

Filed ITU: No

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

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## Current Owner(s) Information

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Owner Name: Cantarella Bros. Pty Ltd.

Owner Address: 118 Wetherill Street  
Silverwater 2141NSW  
AUSTRALIA

Legal Entity Type: limited company (ltd.)

State or Country Where  
Organized: AUSTRALIA

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## Attorney/Correspondence Information

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Attorney of Record	
Attorney Name: David M. Kelly	Docket Number: 13071
Attorney Primary Email Address: <a href="mailto:docketing@kelly-ip.com">docketing@kelly-ip.com</a>	Attorney Email Authorized: Yes
Correspondent	
Correspondent Name/Address: DAVID M. KELLY KELLY IP, LLP 1919 M STREET, N.W.SUITE 610 WASHINGTON, DISTRICT OF COLUMBIA 20036 UNITED STATES	
Phone: 202-808-3570	Fax: 202-354-5232
Correspondent e-mail: <a href="mailto:docketing@kelly-ip.com">docketing@kelly-ip.com</a> <a href="mailto:allison.kipp@kelly-ip.com">allison.kipp@kelly-ip.com</a>	Correspondent e-mail Authorized: Yes
Domestic Representative	
Domestic Representative Name: David M. Kelly	Phone: 202-808-3570
Fax: 202-354-5232	
Domestic Representative e-mail: <a href="mailto:docketing@kelly-ip.com">docketing@kelly-ip.com</a>	Domestic Representative e-mail Authorized: Yes

## Prosecution History

Date	Description	Proceeding Number
Jun. 01, 2015	TTAB RELEASE CASE TO TRADEMARKS	217555
Jun. 01, 2015	OPPOSITION TERMINATED NO. 999999	217555
Jun. 01, 2015	OPPOSITION DISMISSED NO. 999999	217555
Feb. 23, 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Nov. 13, 2014	ATTORNEY REVOKED AND/OR APPOINTED	
Nov. 13, 2014	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jul. 25, 2014	OPPOSITION INSTITUTED NO. 999999	217555
Jun. 23, 2014	EXTENSION OF TIME TO OPPOSE RECEIVED	
May 27, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
May 27, 2014	PUBLISHED FOR OPPOSITION	
May 07, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Apr. 24, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	77312
Apr. 24, 2014	ASSIGNED TO LIE	77312
Apr. 01, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 18, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Mar. 17, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Mar. 17, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Sep. 17, 2013	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Sep. 17, 2013	NON-FINAL ACTION E-MAILED	6325
Sep. 17, 2013	NON-FINAL ACTION WRITTEN	83189
Sep. 11, 2013	ASSIGNED TO EXAMINER	83189
Jun. 05, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
May 28, 2013	NEW APPLICATION ENTERED IN TRAM	

## TM Staff and Location Information

TM Staff Information	
TM Attorney: FLOWERS, JAY K	Law Office Assigned: LAW OFFICE 112
File Location	
Current Location: PUBLICATION AND ISSUE SECTION	Date in Location: Jun. 02, 2015

## Proceedings

**Summary**

Number of Proceedings: 2

**Type of Proceeding: Opposition**Proceeding Number: [91217555](#)

Filing Date: Jul 25, 2014

Status: Terminated

Status Date: Jun 01, 2015

Interlocutory Attorney: YONG OH (RICHARD) KIM

**Defendant**

Name: Cantarella Bros. Pty Ltd.

Correspondent Address: David M. Kelly  
Kelly IP, LLP  
1919 M Street, N.W. Suite 610  
Washington DC , 20036  
UNITED STATES

Correspondent e-mail: [david.kelly@kelly-ip.com](mailto:david.kelly@kelly-ip.com) , [docketing@kelly-ip.com](mailto:docketing@kelly-ip.com) , [larry.white@kelly-ip.com](mailto:larry.white@kelly-ip.com)**Associated marks**

Mark	Application Status	Serial Number	Registration Number
VITTORIA	Published For Opposition	<a href="#">85941546</a>	

**Plaintiff(s)**

Name: Cafe Vittoria, Inc.

Correspondent Address: Rachel E. Buker  
Ironmark Law Group, PLLC  
2311 N 45th Street Suite 365  
Seattle WA , 98103  
UNITED STATES

Correspondent e-mail: [rebuker@ironmarklaw.com](mailto:rebuker@ironmarklaw.com)**Associated marks**

Mark	Application Status	Serial Number	Registration Number
VITTORIA			

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 25, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 25, 2014	Sep 03, 2014
3	PENDING, INSTITUTED	Jul 25, 2014	
4	CHANGE OF CORRESP ADDRESS	Aug 29, 2014	
5	STIP FOR EXT	Aug 29, 2014	
6	EXTENSION OF TIME GRANTED	Aug 29, 2014	
7	STIP TO SUSP PEND SETTL NEGOTIATIONS	Sep 26, 2014	
8	SUSPENDED	Sep 26, 2014	
9	STIP TO SUSP PEND SETTL NEGOTIATIONS	Dec 17, 2014	
10	SUSPENDED	Dec 17, 2014	
11	CHANGE OF CORRESP ADDRESS	Feb 24, 2015	
12	STIP TO SUSP PEND SETTL NEGOTIATIONS	Mar 23, 2015	
13	SUSPENDED	Mar 23, 2015	
14	STIP TO SUSP PEND SETTL NEGOTIATIONS	Apr 24, 2015	
15	SUSPENDED	Apr 24, 2015	
16	W/DRAW OF OPPOSITION	May 26, 2015	
17	BD DECISION: DISMISSED W/ PREJ	Jun 01, 2015	
18	TERMINATED	Jun 01, 2015	

**Type of Proceeding: Extension of Time**Proceeding Number: [85941546](#)

Filing Date: Jun 23, 2014

Status: Terminated

Status Date: Jul 26, 2014

Interlocutory Attorney:

**Defendant**

Name: Cantarella Bros. Pty Ltd.

**Correspondent Address:** MICHELLE MANCINO MARSH  
KENYON & KENYON LLP  
1 BROADWAY  
NEW YORK NY , 10004-1007

Associated marks			
Mark	Application Status	Serial Number	Registration Number

VITTORIA	Published For Opposition	<a href="#">85941546</a>	
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**Potential Opposer(s)**

**Name:** Cafe Vittoria, Inc.

**Correspondent Address:** Rachel E. Buker  
Ironmark Law Group, PLLC  
2311 N 45th Street Suite 365  
Seattle WA , 98103  
UNITED STATES

**Correspondent e-mail:** [rebuker@ironmarklaw.com](mailto:rebuker@ironmarklaw.com)

Associated marks			
Mark	Application Status	Serial Number	Registration Number

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	INCOMING - EXT TIME TO OPPOSE FILED	Jun 23, 2014	
2	EXTENSION OF TIME GRANTED	Jun 23, 2014	

**Generated on:** This page was generated by TSDR on 2015-06-15 19:21:04 EDT

**Mark:** VITTORIA



**US Serial Number:** 86117204

**Application Filing Date:** Nov. 13, 2013

**Register:** Principal

**Mark Type:** Trademark

**Status:** Application has been published for opposition. The opposition period begins on the date of publication.

**Status Date:** May 29, 2015

**Publication Date:** Jun. 24, 2014

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## Mark Information

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**Mark Literal Elements:** VITTORIA

**Standard Character Claim:** No

**Mark Drawing Type:** 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

**Description of Mark:** The mark consists of the wording "VITTORIA" in a stylized font, to the right of a vertical rectangular stripe design. Both of these appear in brown color, against a gold background.

**Color Drawing:** Yes

**Color(s) Claimed:** The color(s) gold and brown is/are claimed as a feature of the mark.

**Design Search Code(s):** 26.11.21 - Rectangles that are completely or partially shaded

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## Related Properties Information

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**Claimed Ownership of US Registrations:** 2026213, 2903362

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## Goods and Services

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**Note:** The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

**For:** Coffee, coffee extracts, artificial coffee and coffee substitutes; chocolate, cocoa extracts for human consumption; chocolate extracts; chocolate-based beverages; cocoa; preparations having a base of cocoa, namely, hot chocolate, hot cocoa, chocolate milk; cocoa-based beverages; tea; sugar

**International Class(es):** 030 - Primary Class

**U.S Class(es):** 046

**Class Status:** ACTIVE

**Basis:** 1(b)

---

## Basis Information (Case Level)

---

**Filed Use:** No

**Currently Use:** No

**Amended Use:** No

**Filed ITU:** Yes

**Currently ITU:** Yes

**Amended ITU:** No

**Filed 44D:** No

**Currently 44D:** No

**Amended 44D:** No

**Filed 44E:** No

**Currently 44E:** No

**Amended 44E:** No

**Filed 66A:** No

**Currently 66A:** No

**Filed No Basis:** No

**Currently No Basis:** No

---

## Current Owner(s) Information

**Owner Name:** Cantarella Bros Pty Limited

**Owner Address:** 118 Wetherill Street, Silverwater  
New South Wales 2128  
AUSTRALIA

**Legal Entity Type:** COMPANY

**State or Country Where  
Organized:** AUSTRALIA

## Attorney/Correspondence Information

### Attorney of Record

**Attorney Name:** David M. Kelly

**Docket Number:** 13071

**Attorney Primary Email  
Address:** [docketing@kelly-ip.com](mailto:docketing@kelly-ip.com)

**Attorney Email  
Authorized:** Yes

### Correspondent

**Correspondent  
Name/Address:** DAVID M KELLY  
KELLY IP LLP  
1919 M STREET NW  
SUITE 610  
WASHINGTON, DISTRICT OF COLUMBIA 20036  
UNITED STATES

**Phone:** 202-808-3570

**Fax:** 202-354-5232

**Correspondent e-mail:** [docketing@kelly-ip.com](mailto:docketing@kelly-ip.com) [allison.kipp@kelly-ip.com](mailto:allison.kipp@kelly-ip.com)

**Correspondent e-mail  
Authorized:** Yes

### Domestic Representative

**Domestic Representative  
Name:** David M. Kelly

**Phone:** 202-808-3570

**Fax:** 202-354-5232

**Domestic Representative  
e-mail:** [docketing@kelly-ip.com](mailto:docketing@kelly-ip.com)

**Domestic Representative  
e-mail Authorized:** Yes

## Prosecution History

Date	Description	Proceeding Number
May 28, 2015	TTAB RELEASE CASE TO TRADEMARKS	217928
May 28, 2015	OPPOSITION TERMINATED NO. 999999	217928
May 28, 2015	OPPOSITION DISMISSED NO. 999999	217928
Feb. 23, 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Dec. 01, 2014	ASSIGNED TO EXAMINER	81855
Nov. 13, 2014	ATTORNEY REVOKED AND/OR APPOINTED	
Nov. 13, 2014	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Aug. 20, 2014	OPPOSITION INSTITUTED NO. 999999	217928
Jun. 30, 2014	EXTENSION OF TIME TO OPPOSE RECEIVED	
Jun. 26, 2014	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Jun. 26, 2014	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Jun. 24, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jun. 24, 2014	PUBLISHED FOR OPPOSITION	
Jun. 04, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
May 20, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	73296
May 17, 2014	ASSIGNED TO LIE	73296
May 05, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 14, 2014	EXAMINER'S AMENDMENT ENTERED	88888
Apr. 14, 2014	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Apr. 14, 2014	EXAMINERS AMENDMENT E-MAILED	6328
Apr. 14, 2014	EXAMINERS AMENDMENT -WRITTEN	78428
Mar. 19, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	88889

Mar. 19, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Mar. 19, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 10, 2014	NOTIFICATION OF EXAMINER'S AMENDMENT/PRIORITY ACTION E-MAILED	6326
Mar. 10, 2014	EXAMINER'S AMENDMENT/PRIORITY ACTION E-MAILED	6326
Mar. 10, 2014	COMBINED EXAMINER'S AMENDMENT/PRIORITY ACTION AUTOMATIC ENTRY	78428
Mar. 10, 2014	EXAMINERS AMENDMENT AND/OR PRIORITY ACTION - COMPLETED	78428
Feb. 28, 2014	ASSIGNED TO EXAMINER	78428
Nov. 26, 2013	NOTICE OF DESIGN SEARCH CODE E-MAILED	
Nov. 25, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Nov. 16, 2013	NEW APPLICATION ENTERED IN TRAM	

## TM Staff and Location Information

TM Staff Information	
<b>TM Attorney:</b> HOFFMAN, DAVID AARON	<b>Law Office Assigned:</b> LAW OFFICE 107
File Location	
<b>Current Location:</b> PUBLICATION AND ISSUE SECTION	<b>Date in Location:</b> May 29, 2015

## Proceedings

Summary
<b>Number of Proceedings:</b> 2
Type of Proceeding: Opposition

<b>Proceeding Number:</b> <a href="#">91217928</a>	<b>Filing Date:</b> Aug 20, 2014
<b>Status:</b> Terminated	<b>Status Date:</b> May 28, 2015
<b>Interlocutory Attorney:</b> ELIZABETH A DUNN	

Defendant
<b>Name:</b> Cantarella Bros Pty Limited
<b>Correspondent Address:</b> DAVID M KELLY KELLY IP LLP 1919 M STREET NW, SUITE 610 WASHINGTON DC , 20036 UNITED STATES
<b>Correspondent e-mail:</b> <a href="mailto:david.kelly@kelly-ip.com">david.kelly@kelly-ip.com</a> , <a href="mailto:docketing@kelly-ip.com">docketing@kelly-ip.com</a> , <a href="mailto:larry.white@kelly-ip.com">larry.white@kelly-ip.com</a>

Associated marks			
Mark	Application Status	Serial Number	Registration Number
VITTORIA	Published For Opposition	<a href="#">86117204</a>	

Plaintiff(s)
<b>Name:</b> Cafe Vittoria, Inc.
<b>Correspondent Address:</b> Rachel E. Buker Ironmark Law Group, PLLC 2311 N. 45th Street Suite 365 Seattle WA , 98103 UNITED STATES
<b>Correspondent e-mail:</b> <a href="mailto:rebuker@ironmarklaw.com">rebuker@ironmarklaw.com</a>

Associated marks			
Mark	Application Status	Serial Number	Registration Number
VITTORIA			

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Aug 20, 2014	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Aug 20, 2014	Sep 29, 2014
3	PENDING, INSTITUTED	Aug 20, 2014	
4	CHANGE OF CORRESP ADDRESS	Sep 26, 2014	
5	STIP TO SUSP PEND SETTL NEGOTIATIONS	Sep 26, 2014	
6	SUSPENDED	Sep 26, 2014	

7	STIP TO SUSP PEND SETTL NEGOTIATIONS	Dec 17, 2014
8	SUSPENDED	Dec 17, 2014
9	CHANGE OF CORRESP ADDRESS	Feb 24, 2015
10	STIP TO SUSP PEND SETTL NEGOTIATIONS	Mar 23, 2015
11	SUSPENDED	Mar 23, 2015
12	STIP TO SUSP PEND SETTL NEGOTIATIONS	Apr 24, 2015
13	SUSPENDED	Apr 24, 2015
14	W/DRAW OF OPPOSITION	May 26, 2015
15	BD DECISION: DISMISSED W/ PREJ	May 28, 2015
16	TERMINATED	May 28, 2015

**Type of Proceeding: Extension of Time**

**Proceeding Number:** [86117204](#)

**Filing Date:** Jun 30, 2014

**Status:** Terminated

**Status Date:** Aug 23, 2014

**Interlocutory Attorney:**

**Defendant**

**Name:** Cantarella Bros Pty Limited

**Correspondent Address:** SUSAN L. HELLER  
GREENBERG TRAURIG, LLP  
1840 CENTURY PARK E STE 1900  
LOS ANGELES CA , 90067-2121

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
VITTORIA	Published For Opposition	<a href="#">86117204</a>	

**Potential Opposer(s)**

**Name:** Cafe Vittoria, Inc.

**Correspondent Address:** Rachel E. Buker  
Ironmark Law Group, PLLC  
2311 N. 45th Street Suite 365  
Seattle WA , 98103  
UNITED STATES

**Correspondent e-mail:** [rebuker@ironmarklaw.com](mailto:rebuker@ironmarklaw.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
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**Prosecution History**

Entry Number	History Text	Date	Due Date
1	INCOMING - EXT TIME TO OPPOSE FILED	Jun 30, 2014	
2	EXTENSION OF TIME GRANTED	Jun 30, 2014	

**Generated on:** This page was generated by TSDR on 2015-06-15 19:21:43 EDT

**Mark:** VITTORIA FOOD & BEVERAGE

VITTORIA FOOD & BEVERAGE

**US Serial Number:** 86117580

**Application Filing Date:** Nov. 13, 2013

**Register:** Principal

**Mark Type:** Service Mark

**Status:** A request for an extension of time to file an opposition has been filed with the Trademark Trial and Appeal Board. For further information, see TTABVue on the Trademark Trial and Appeal Board web page.

**Status Date:** Mar. 04, 2015

**Publication Date:** Feb. 03, 2015

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## Mark Information

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**Mark Literal Elements:** VITTORIA FOOD & BEVERAGE

**Standard Character Claim:** Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

**Mark Drawing Type:** 4 - STANDARD CHARACTER MARK

**Disclaimer:** "FOOD & BEVERAGE"

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## Related Properties Information

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**Claimed Ownership of US Registrations:** 2026213, 2903362

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## Foreign Information

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**Priority Claimed:** Yes

**Foreign Application Number:** 1589763

**Foreign Application Filing Date:** Nov. 06, 2013

**Foreign Registration Number:** 1589763

**Foreign Registration Date:** Jun. 18, 2014

**Foreign Application/Registration Country:** AUSTRALIA

**Foreign Expiration Date:** Nov. 06, 2023

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## Goods and Services

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**Note:** The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

**For:** Advertising; business management; business administration and office work; distributorships in the field of food and beverages; retail food and beverage stores; wholesale food distributorship services

**International Class(es):** 035 - Primary Class

**U.S Class(es):** 100, 101, 102

**Class Status:** ACTIVE

**Basis:** 44(e)

---

## Basis Information (Case Level)

---

**Filed Use:** No

**Currently Use:** No

**Amended Use:** No

**Filed ITU:** Yes

**Currently ITU:** No

**Amended ITU:** No

**Filed 44D:** Yes

**Currently 44D:** No

**Amended 44D:** No

**Filed 44E:** No

**Currently 44E:** Yes

**Amended 44E:** No

**Filed 66A:** No

**Currently 66A:** No

**Filed No Basis:** No

**Currently No Basis:** No

---

## Current Owner(s) Information

---

**Owner Name:** Cantarella Bros Pty Ltd

**Owner Address:** 118 Wetherill St  
SILVERWATER NSW 2128  
AUSTRALIA

Legal Entity Type: company

State or Country Where  
Organized: AUSTRALIA**Attorney/Correspondence Information****Attorney of Record**

**Attorney Name:** David M. Kelly **Docket Number:** 13071  
**Attorney Primary Email Address:** [docketing@kelly-ip.com](mailto:docketing@kelly-ip.com) **Attorney Email Authorized:** Yes

**Correspondent**

**Correspondent Name/Address:** DAVID M. KELLY  
 Kelly IP, LLP  
 1919 M Street, N.W., Suite 610  
 Washington, DISTRICT OF COLUMBIA 20036  
 UNITED STATES  
**Phone:** 202-808-3570 **Fax:** 202-354-5232  
**Correspondent e-mail:** [docketing@kelly-ip.com](mailto:docketing@kelly-ip.com) [allison.kipp@kelly-ip.com](mailto:allison.kipp@kelly-ip.com) **Correspondent e-mail Authorized:** Yes

**Domestic Representative**

**Domestic Representative Name:** David M. Kelly **Phone:** 202-808-3570  
**Fax:** 202-354-5232  
**Domestic Representative e-mail:** [docketing@kelly-ip.com](mailto:docketing@kelly-ip.com) **Domestic Representative e-mail Authorized:** Yes

**Prosecution History**

Date	Description	Proceeding Number
Mar. 04, 2015	EXTENSION OF TIME TO OPPOSE RECEIVED	
Feb. 23, 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 03, 2015	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Feb. 03, 2015	PUBLISHED FOR OPPOSITION	
Jan. 14, 2015	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Dec. 27, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	76568
Dec. 16, 2014	ASSIGNED TO LIE	76568
Dec. 15, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 01, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	66121
Dec. 01, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	66121
Dec. 01, 2014	ASSIGNED TO EXAMINER	81860
Nov. 24, 2014	TEAS RESPONSE TO SUSPENSION INQUIRY RECEIVED	
Nov. 13, 2014	ATTORNEY REVOKED AND/OR APPOINTED	
Nov. 13, 2014	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Sep. 11, 2014	NOTIFICATION OF INQUIRY AS TO SUSPENSION E-MAILED	
Sep. 11, 2014	INQUIRY TO SUSPENSION E-MAILED	
Sep. 11, 2014	SUSPENSION INQUIRY WRITTEN	78428
Sep. 09, 2014	LIE CHECKED SUSP - TO ATTY FOR ACTION	66121
Sep. 09, 2014	ASSIGNED TO LIE	66121
Mar. 06, 2014	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	6332
Mar. 06, 2014	LETTER OF SUSPENSION E-MAILED	6332
Mar. 06, 2014	SUSPENSION LETTER WRITTEN	78428
Mar. 06, 2014	EXAMINER'S AMENDMENT ENTERED	88888
Mar. 06, 2014	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Mar. 06, 2014	EXAMINERS AMENDMENT E-MAILED	6328
Mar. 06, 2014	EXAMINERS AMENDMENT -WRITTEN	78428
Feb. 28, 2014	ASSIGNED TO EXAMINER	78428
Nov. 27, 2013	NOTICE OF PSEUDO MARK E-MAILED	

Nov. 26, 2013 NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM  
Nov. 16, 2013 NEW APPLICATION ENTERED IN TRAM

## TM Staff and Location Information

### TM Staff Information

TM Attorney: STEEL, ALYSSA PALADINO

Law Office Assigned: LAW OFFICE 107

### File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Dec. 27, 2014

## Proceedings

### Summary

Number of Proceedings: 1

### Type of Proceeding: Extension of Time

Proceeding Number: [86117580](#)

Filing Date: Mar 04, 2015

Status: Not Instituted

Status Date: Mar 04, 2015

Interlocutory Attorney:

### Defendant

Name: Cantarella Bros Pty Ltd

Correspondent Address: DAVID M. KELLY  
Kelly IP, LLP  
1919 M Street, N.W., Suite 610  
Washington DC , 20036

### Associated marks

Mark	Application Status	Serial Number	Registration Number
VITTORIA FOOD & BEVERAGE	Request For Extension of Time to File Opposition	<a href="#">86117580</a>	

### Potential Opposer(s)

Name: Cafe Vittoria, Inc.

Correspondent Address: Rachel Buker  
Ironmark Law Group, PLLC  
2311 N. 45th Street Suite 365  
Seattle WA , 98103  
UNITED STATES

Correspondent e-mail: [rebuker@ironmarklaw.com](mailto:rebuker@ironmarklaw.com) , [trademarks@ironmarklaw.com](mailto:trademarks@ironmarklaw.com)

### Prosecution History

Entry Number	History Text	Date	Due Date
1	INCOMING - EXT TIME TO OPPOSE FILED	Mar 04, 2015	
2	EXTENSION OF TIME GRANTED	Mar 04, 2015	

**Generated on:** This page was generated by TSDR on 2015-06-15 19:22:44 EDT

**Mark:** GRAN CAFFE VITTORIA

GRAN CAFFE VITTORIA

**US Serial Number:** 86232104

**Application Filing Date:** Mar. 26, 2014

**Register:** Principal

**Mark Type:** Service Mark

**Status:** Application has been published for opposition. The opposition period begins on the date of publication.

**Status Date:** Mar. 31, 2015

**Publication Date:** Mar. 31, 2015

---

## Mark Information

---

**Mark Literal Elements:** GRAN CAFFE VITTORIA

**Standard Character Claim:** Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

**Mark Drawing Type:** 4 - STANDARD CHARACTER MARK

**Disclaimer:** "GRAN CAFFE"

**Translation:** The English translation of "GRAN CAFFE" in the mark is "GRAND, LARGE or GREAT COFFEE".

---

## Related Properties Information

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**Claimed Ownership of US Registrations:** 2026213, 2903362

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## Foreign Information

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**Priority Claimed:** Yes

**Foreign Application Number:** 1582877

**Foreign Application Filing Date:** Sep. 26, 2013

**Foreign Registration Number:** 1582877

**Foreign Registration Date:** Apr. 28, 2014

**Foreign Application/Registration Country:** AUSTRALIA

**Foreign Expiration Date:** Sep. 26, 2023

---

## Goods and Services

---

**Note:** The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

**For:** Services for providing food and drink; cafe services; restaurant services; bar services; catering

**International Class(es):** 043 - Primary Class

**U.S Class(es):** 100, 101

**Class Status:** ACTIVE

**Basis:** 44(e)

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## Basis Information (Case Level)

---

**Filed Use:** No

**Currently Use:** No

**Amended Use:** No

**Filed ITU:** Yes

**Currently ITU:** No

**Amended ITU:** No

**Filed 44D:** Yes

**Currently 44D:** No

**Amended 44D:** No

**Filed 44E:** No

**Currently 44E:** Yes

**Amended 44E:** Yes

**Filed 66A:** No

**Currently 66A:** No

**Filed No Basis:** No

**Currently No Basis:** No

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## Current Owner(s) Information

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**Owner Name:** Cantarella Bros Pty Ltd

**Owner Address:** 118 Wetherill Street, Silverwater  
New South Wales 2128  
AUSTRALIA

**Legal Entity Type:** COMPANY

**State or Country Where Organized:** AUSTRALIA

## Attorney/Correspondence Information

### Attorney of Record

**Attorney Name:** David M. Kelly  
**Attorney Primary Email Address:** [docketing@kelly-ip.com](mailto:docketing@kelly-ip.com)  
**Docket Number:** 13071  
**Attorney Email Authorized:** Yes

### Correspondent

**Correspondent Name/Address:** David M. Kelly  
Kelly IP, LLP  
1919 M Street, N.W., Suite 610  
Washington, DISTRICT OF COLUMBIA 20036  
UNITED STATES  
**Phone:** 202-808-3570  
**Fax:** 202-354-5232  
**Correspondent e-mail:** [docketing@kelly-ip.com](mailto:docketing@kelly-ip.com) [allison.kipp@kelly-ip.com](mailto:allison.kipp@kelly-ip.com)  
**Correspondent e-mail Authorized:** Yes

### Domestic Representative

**Domestic Representative Name:** David M. Kelly  
**Phone:** 202-808-3570  
**Fax:** 202-354-5232  
**Domestic Representative e-mail:** [docketing@kelly-ip.com](mailto:docketing@kelly-ip.com)  
**Domestic Representative e-mail Authorized:** Yes

## Prosecution History

Date	Description	Proceeding Number
Mar. 31, 2015	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Mar. 31, 2015	PUBLISHED FOR OPPOSITION	
Mar. 11, 2015	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Feb. 25, 2015	LAW OFFICE PUBLICATION REVIEW COMPLETED	77976
Feb. 23, 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 21, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 30, 2015	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jan. 29, 2015	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jan. 29, 2015	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jan. 29, 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 25, 2015	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jan. 25, 2015	NON-FINAL ACTION E-MAILED	6325
Jan. 25, 2015	NON-FINAL ACTION WRITTEN	74845
Jan. 02, 2015	TEAS/EMAIL CORRESPONDENCE ENTERED	77976
Jan. 02, 2015	CORRESPONDENCE RECEIVED IN LAW OFFICE	77976
Dec. 31, 2014	ASSIGNED TO LIE	77976
Dec. 17, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Nov. 13, 2014	ATTORNEY REVOKED AND/OR APPOINTED	
Nov. 13, 2014	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jun. 30, 2014	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jun. 30, 2014	NON-FINAL ACTION E-MAILED	6325
Jun. 30, 2014	NON-FINAL ACTION WRITTEN	74845
Jun. 27, 2014	ASSIGNED TO EXAMINER	74845
Apr. 08, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Apr. 03, 2014	TEAS AMENDMENT ENTERED BEFORE ATTORNEY ASSIGNED	88889
Apr. 03, 2014	TEAS VOLUNTARY AMENDMENT RECEIVED	

Mar. 29, 2014      NEW APPLICATION ENTERED IN TRAM

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## TM Staff and Location Information

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### TM Staff Information

**TM Attorney:** CLARKE, NANCY L

**Law Office Assigned:** LAW OFFICE 102

### File Location

**Current Location:** PUBLICATION AND ISSUE SECTION

**Date in Location:** Feb. 25, 2015

**Generated on:** This page was generated by TSDR on 2015-06-15 19:23:26 EDT

**Mark:** GRAN CAFE VITTORIA

GRAN CAFE VITTORIA

**US Serial Number:** 86232105

**Application Filing Date:** Mar. 26, 2014

**Register:** Principal

**Mark Type:** Service Mark

**Status:** Application has been published for opposition. The opposition period begins on the date of publication.

**Status Date:** Apr. 14, 2015

**Publication Date:** Apr. 14, 2015

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## Mark Information

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**Mark Literal Elements:** GRAN CAFE VITTORIA

**Standard Character Claim:** Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

**Mark Drawing Type:** 4 - STANDARD CHARACTER MARK

**Disclaimer:** "GRAN CAFE"

**Translation:** The English translation of "GRAN" in the mark is "GRAND", "LARGE" or "GREAT".

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## Related Properties Information

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**Claimed Ownership of US Registrations:** 2026213, 2903362

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## Foreign Information

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**Priority Claimed:** Yes

**Foreign Application Number:** 1582878

**Foreign Application Filing Date:** Sep. 26, 2013

**Foreign Registration Number:** 1582878

**Foreign Registration Date:** Apr. 28, 2014

**Foreign Application/Registration Country:** AUSTRALIA

**Foreign Expiration Date:** Sep. 26, 2023

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## Goods and Services

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**Note:** The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

**For:** Services for providing food and drink; cafe services; restaurant services; bar services; catering services

**International Class(es):** 043 - Primary Class

**U.S Class(es):** 100, 101

**Class Status:** ACTIVE

**Basis:** 44(e)

---

## Basis Information (Case Level)

---

**Filed Use:** No

**Currently Use:** No

**Amended Use:** No

**Filed ITU:** Yes

**Currently ITU:** No

**Amended ITU:** No

**Filed 44D:** Yes

**Currently 44D:** No

**Amended 44D:** No

**Filed 44E:** No

**Currently 44E:** Yes

**Amended 44E:** Yes

**Filed 66A:** No

**Currently 66A:** No

**Filed No Basis:** No

**Currently No Basis:** No

---

## Current Owner(s) Information

---

**Owner Name:** Cantarella Bros Pty Ltd

**Owner Address:** 118 Wetherill Street, Silverwater  
New South Wales 2128  
AUSTRALIA

**Legal Entity Type:** COMPANY

**State or Country Where Organized:** AUSTRALIA

## Attorney/Correspondence Information

### Attorney of Record

**Attorney Name:** David M. Kelly  
**Attorney Primary Email Address:** [docketing@kelly-ip.com](mailto:docketing@kelly-ip.com)  
**Docket Number:** 13071  
**Attorney Email Authorized:** Yes

### Correspondent

**Correspondent Name/Address:** David M. Kelly  
Kelly IP, LLP  
1919 M Street, N.W., Suite 610  
Washington, DISTRICT OF COLUMBIA 20036  
UNITED STATES  
**Phone:** 202-808-3570  
**Fax:** 202-354-5232  
**Correspondent e-mail:** [docketing@kelly-ip.com](mailto:docketing@kelly-ip.com) [allison.kipp@kelly-ip.com](mailto:allison.kipp@kelly-ip.com)  
**Correspondent e-mail Authorized:** Yes

### Domestic Representative

**Domestic Representative Name:** David M. Kelly  
**Phone:** 202-808-3570  
**Fax:** 202-354-5232  
**Domestic Representative e-mail:** [docketing@kelly-ip.com](mailto:docketing@kelly-ip.com)  
**Domestic Representative e-mail Authorized:** Yes

## Prosecution History

Date	Description	Proceeding Number
Apr. 14, 2015	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Apr. 14, 2015	PUBLISHED FOR OPPOSITION	
Mar. 25, 2015	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Mar. 10, 2015	WITHDRAWN FROM PUB - OG REVIEW QUERY	99910
Feb. 23, 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 23, 2015	LAW OFFICE PUBLICATION REVIEW COMPLETED	77976
Feb. 19, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 29, 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jan. 29, 2015	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jan. 29, 2015	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jan. 29, 2015	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jan. 25, 2015	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jan. 25, 2015	NON-FINAL ACTION E-MAILED	6325
Jan. 25, 2015	NON-FINAL ACTION WRITTEN	74845
Jan. 02, 2015	TEAS/EMAIL CORRESPONDENCE ENTERED	77976
Jan. 02, 2015	CORRESPONDENCE RECEIVED IN LAW OFFICE	77976
Dec. 31, 2014	ASSIGNED TO LIE	77976
Dec. 17, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Nov. 13, 2014	ATTORNEY REVOKED AND/OR APPOINTED	
Nov. 13, 2014	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jun. 30, 2014	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jun. 30, 2014	NON-FINAL ACTION E-MAILED	6325
Jun. 30, 2014	NON-FINAL ACTION WRITTEN	74845
Jun. 30, 2014	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jun. 30, 2014	NON-FINAL ACTION E-MAILED	6325
Jun. 30, 2014	NON-FINAL ACTION WRITTEN	74845

Jun. 27, 2014	ASSIGNED TO EXAMINER
Apr. 08, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM
Mar. 29, 2014	NEW APPLICATION ENTERED IN TRAM

74845

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## TM Staff and Location Information

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### TM Staff Information

**TM Attorney:** CLARKE, NANCY L

**Law Office Assigned:** LAW OFFICE 102

### File Location

**Current Location:** PUBLICATION AND ISSUE SECTION

**Date in Location:** Mar. 12, 2015

**Generated on:** This page was generated by TSDR on 2015-06-15 19:24:23 EDT

**Mark:** MAGAZZINO VITTORIA

MAGAZZINO VITTORIA

**US Serial Number:** 86232106

**Application Filing Date:** Mar. 26, 2014

**Register:** Principal

**Mark Type:** Service Mark

**Status:** Application has been published for opposition. The opposition period begins on the date of publication.

**Status Date:** May 28, 2015

**Publication Date:** Mar. 03, 2015

---

## Mark Information

---

**Mark Literal Elements:** MAGAZZINO VITTORIA

**Standard Character Claim:** Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

**Mark Drawing Type:** 4 - STANDARD CHARACTER MARK

**Disclaimer:** "MAGAZZINO"

**Translation:** The English translation of "MAGAZZINO" in the mark is "WAREHOUSE" or "STORE".

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## Related Properties Information

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**Claimed Ownership of US Registrations:** 2026213, 2903362

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## Foreign Information

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**Priority Claimed:** Yes

**Foreign Application Number:** 1582879

**Foreign Application Filing Date:** Sep. 26, 2013

**Foreign Registration Number:** 1582879

**Foreign Registration Date:** Apr. 28, 2014

**Foreign Application/Registration Country:** AUSTRALIA

**Foreign Expiration Date:** Sep. 26, 2023

---

## Goods and Services

---

**Note:** The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

**For:** Services for providing food and drink; cafe services; restaurant services; bar services; catering services

**International Class(es):** 043 - Primary Class

**U.S Class(es):** 100, 101

**Class Status:** ACTIVE

**Basis:** 44(e)

---

## Basis Information (Case Level)

---

**Filed Use:** No

**Currently Use:** No

**Amended Use:** No

**Filed ITU:** Yes

**Currently ITU:** No

**Amended ITU:** No

**Filed 44D:** Yes

**Currently 44D:** No

**Amended 44D:** No

**Filed 44E:** No

**Currently 44E:** Yes

**Amended 44E:** Yes

**Filed 66A:** No

**Currently 66A:** No

**Filed No Basis:** No

**Currently No Basis:** No

---

## Current Owner(s) Information

---

**Owner Name:** Cantarella Bros Pty Ltd

**Owner Address:** 118 Wetherill Street, Silverwater  
New South Wales 2128  
AUSTRALIA

**Legal Entity Type:** COMPANY

**State or Country Where Organized:** AUSTRALIA

## Attorney/Correspondence Information

### Attorney of Record

**Attorney Name:** David M. Kelly  
**Attorney Primary Email Address:** [docketing@kelly-ip.com](mailto:docketing@kelly-ip.com)  
**Docket Number:** 13071  
**Attorney Email Authorized:** Yes

### Correspondent

**Correspondent Name/Address:** DAVID M. KELLY  
Kelly IP, LLP  
1919 M Street, N.W., Suite 610  
Washington, DISTRICT OF COLUMBIA 20036  
UNITED STATES  
**Phone:** 202-808-3570  
**Fax:** 202-354-5232  
**Correspondent e-mail:** [docketing@kelly-ip.com](mailto:docketing@kelly-ip.com) [allison.kipp@kelly-ip.com](mailto:allison.kipp@kelly-ip.com)  
**Correspondent e-mail Authorized:** Yes

### Domestic Representative

**Domestic Representative Name:** David M. Kelly  
**Phone:** 202-808-3570  
**Fax:** 202-354-5232  
**Domestic Representative e-mail:** [docketing@kelly-ip.com](mailto:docketing@kelly-ip.com)  
**Domestic Representative e-mail Authorized:** Yes

## Prosecution History

Date	Description	Proceeding Number
May 18, 2015	EXTENSION OF TIME TO OPPOSE PROCESS - TERMINATED	
Apr. 02, 2015	EXTENSION OF TIME TO OPPOSE RECEIVED	
Mar. 03, 2015	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Mar. 03, 2015	PUBLISHED FOR OPPOSITION	
Feb. 23, 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 11, 2015	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jan. 28, 2015	LAW OFFICE PUBLICATION REVIEW COMPLETED	77976
Jan. 25, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 02, 2015	TEAS/EMAIL CORRESPONDENCE ENTERED	77976
Jan. 02, 2015	CORRESPONDENCE RECEIVED IN LAW OFFICE	77976
Dec. 31, 2014	ASSIGNED TO LIE	77976
Dec. 17, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Nov. 13, 2014	ATTORNEY REVOKED AND/OR APPOINTED	
Nov. 13, 2014	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jun. 30, 2014	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jun. 30, 2014	NON-FINAL ACTION E-MAILED	6325
Jun. 30, 2014	NON-FINAL ACTION WRITTEN	74845
Jun. 27, 2014	ASSIGNED TO EXAMINER	74845
Apr. 08, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Mar. 29, 2014	NEW APPLICATION ENTERED IN TRAM	

## TM Staff and Location Information

### TM Staff Information

**TM Attorney:** CLARKE, NANCY L  
**Law Office Assigned:** LAW OFFICE 102

### File Location

**Current Location:** PUBLICATION AND ISSUE SECTION  
**Date in Location:** May 28, 2015

# Proceedings

## Summary

Number of Proceedings: 1

### Type of Proceeding: Extension of Time

Proceeding Number: [86232106](#)

Filing Date: Apr 02, 2015

Status: Terminated

Status Date: May 18, 2015

Interlocutory Attorney:

#### Defendant

Name: Cantarella Bros Pty Ltd

Correspondent Address: DAVID M KELLY  
Kelly IP LLP  
1919 M STREET NW  
WASHINGTON DC , 20036  
UNITED STATES

Correspondent e-mail: [docketing@kelly-ip.com](mailto:docketing@kelly-ip.com) , [allison.kipp@kelly-ip.com](mailto:allison.kipp@kelly-ip.com)

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
MAGAZZINO VITTORIA	Published For Opposition	<a href="#">86232106</a>	

#### Potential Opposer(s)

Name: Cafe Vittoria, Inc.

Correspondent Address: RACHEL E BUKER  
IRONMARK LAW GROUP PLLC  
2311 N 45TH STREET, SUITE 365  
SEATTLE WA , 98103  
UNITED STATES

Correspondent e-mail: [rebuker@ironmarklaw.com](mailto:rebuker@ironmarklaw.com)

#### Prosecution History

Entry Number	History Text	Date	Due Date
1	INCOMING - EXT TIME TO OPPOSE FILED	Apr 02, 2015	
2	EXTENSION OF TIME GRANTED	Apr 02, 2015	
3	TERMINATED	May 18, 2015	